

UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND

HENRY SALAZAR,

Plaintiff,

v.

C.A. No. 1:18-cv-00495-WES-PAS

SELENE FINANCE, LP; U.S. BANK
NATIONAL ASSOCIATION AS LEGAL TITLE
TRUSTEE FOR BCAT 2016-18TT; and PEDRO
TAVERAS,

Defendants.

**DEFENDANTS SELENE FINANCE LP AND U.S. BANK, AS TRUSTEE'S
MOTION TO DISMISS**

Defendants, Selene Finance LP and U.S. Bank National Association, not in its individual capacity, but solely as Legal Title Trustee for BCAT 2016-18TT (collectively "Defendants") hereby move to dismiss Plaintiff, Henry Salazar's, Complaint pursuant to Fed. R. Civ. P. 12(b)(6) for failure to state a claim upon which relief can be granted.

In support of this Motion, Defendants submit the accompanying Memorandum of Law.

WHEREFORE, Defendants, Selene Finance LP and U.S. Bank National Association, not in its individual capacity, but solely as Legal Title Trustee for BCAT 2016-18TT, respectfully request that this Court dismiss the Plaintiff, Henry Salazar's Complaint, with prejudice and enter judgment in their favor.

Respectfully submitted,

SELENE FINANCE LP; AND U.S. BANK
NATIONAL ASSOCIATION, NOT IN ITS
INDIVIDUAL CAPACITY, BUT SOLELY
AS LEGAL TITLE TRUSTEE FOR BCAT
2016-18TT,

By Their Attorneys,

/s/ Samuel C. Bodurtha

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Dated: October 10, 2019

CERTIFICATE OF SERVICE

I, Samuel C. Bodurtha, hereby certify that the documents filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as nonregistered participants on October 10, 2019.

/s/ Samuel C. Bodurtha

Samuel C. Bodurtha